19 Loo *.

Department of Revenue

OFFICE Board Office

STATION Madras

Rs No. 2693.

Dated 30.5.40

Pages in the file 32e
2-Y

(SUBJECT.)

Alienation - land - Kerala Government - Konkani Brahmin Madhwas Act VI - 1949 - 41/42 - Mathamanu Hindu garden - Trustee for the deity Vithoba Sameshwar

\ 32.

Revenue DEPARTMENT.

In reply, please quote number, date and short title.*

E 4371

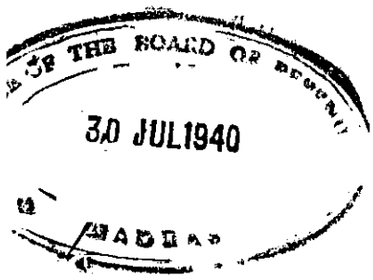
Received ..... *Registered* .....

From (Name) D.D.Warren Esq., M.C., I.C.S.,

(Designation) Collector of Coimbatore.

Post Box ....., (Station) .....

Telegraphic Address .....



To

The Secretary to the Board of Revenue,
Land Revenue & Irrigation, Madras.

Refce: A.1
No. 376/40, *dated* 26-7- 194 0.

Sir,

Enclosures .....

.....

.....

Spare Copies .....

Alienation - Land and revenue - Kollegal Taluk Madhuvanahalli village - S.No. 441-A.2 - Matam and flower garden.

S.No. 441/A of Madhuvanahalli village, Kollegal Taluk, is registered in the accounts as threshing floor porampoke. There is a tiled building with a flower garden attached to it in a portion of this field. This building is used as a matam by the villagers. It is reported that it was constructed by one Chandrasekariah about 35 years ago for public use. This Chandrasekariah died about 10 years ago. One Gurulinga Devaru was subsequently in charge of it. He looked after the matam and the flower plants. He used to collect alms in the village and feed the needy with food in the matam. As the occupation of the land was found to be unauthorised, the case was brought to B. memo in fasli 1345 and taram assessment charged pending alienation of the land. This Gurulinga Devaru has now left the village for good and the villagers have elected one Devanna, the younger brother of the founder of the matam as its trustee for the time being. The encroachment is now booked in the name of Devanna and taram charged. The extent occupied by the matam and garden is five cents and this plot has been sub-divided as S.No. 441/A.2. The matam stands on 2 cents and the remaining three cents are used for garden. Devanna has agreed to pay the value of the land and to abide by the usual conditions of alienation.

P.T.O.

2. Notice inviting objections if any to the alienation of the land was published in the village and enquiry held thereafter. There is no objection from anyone. The land is valued at Rs. 100/- per acre with reference to the sale of similar land in the vicinity. At the above rate the value of the plot to be alienated comes to Rs. 6-9-0 including the capitalised value of assessment. There is one Iluppai tree in this plot and it is valued at Rs. 5/-. Value for three demarcation stones, i.e., Rs. 1-2-0 has to be collected from the alienee.

3. I recommend that the plot of land subdivided as S.No. 441/A.2 in Madhuvanahalli village may be alienated in favour of the trustee for the time being, for use as matam and garden site, free of land revenue but subject to the collection of the land value of Rs. 5/-, tree value of Rs. 5/- and stone value of Re. 1-2-0 and subject to the other conditions of alienation agreed to.

4. Alienation statement of land and revenue, a topo sketch, subdivision records and a copy of the statement of Devanna agreeing to the conditions of alienation are submitted.

H3-59
L134
H7-11

Gssundaraya

CPL/28-7. for Collector

29.7.40

Enclosures: Alienation statements of land and revenue;
Topo sketch;
Subdivision records;
Copy of Devanna's statement.

Apolication for the alienation of land in which the proprietary right belongs to the State - District - Coimbatore.

1. Description and area .. S.No. 441-A.2 of 23 - Maduvanahalli village in Kollegal Taluk measuring 0.05 acre.

2. Value - Market value .. Rs. 5/- at the rate of Rs. 100/- per acre.

3. Alienees and purpose of alienation: .. Trustee for the time being. For the purposes of a madam and nandavanam.

4. Collector s remarks .. Recommended.

G Sundararaja

CPL/28.7. for Collector

29.7.40

Application for the alienation of land revenue payable to Government - District - Coimbatore.

***

1. Description and area - S.No. 441-A2 of 23, Maduvanahalli village in Kollegal Taluk measuring 0.05 acres.

2. Annual assessment or groundrent .. Re. 0-1-0

   (b) Capitalised value (25 times assessment or groundrent. .. Rs. 1-9-0

3. Alienees and purpose of alienation .. Trustee for the time being. for the purposes of a madam and nandavanam.

4. Collector's remarks - Recommended.

for Collector

CPL/28.7.

29.7.40

STATEMENT of B. Devanna son of Boganayappa of Kollegal.

***

I am the trustee of the madam and the Nandavanam inS.No. 441-A of Madhuvanahalli village. They are in existence for the last several years. They are being used by public. The site may be subdivided separately and alienated in favour of me as trustee for the purpose of the madam and the nandavanam. I am willing to pay land value at Rs. 100/- per acre, stone value of Re. 1-2-0 for three field stones and tree value of Rs. 5/- for the Iluppai tree. I shall abide by the following conditions:--

P.T.O.

1. The land shall be used for the purpose of madam (0.02 ac.) and vandavaram (A. C. 0.03). and for no other purpose.

2. The Government may resume the land wholly or in part with any buildings thereon, in the event of the infringement of any of the conditions of the grant. In the event of such resumption, no compensation shall be payable for any improvements that may have been effected, or other works that may have been executed on the land by the grantee, (and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant) If there are buildings on the land, the Government may direct the grantee to remove them.

3. The Government may resume the land wholly or in part with any buildings thereon, if in the opinion of the Government the land is required for a public purpose or for conducting mining operations.
(In the event of such resumption or in the event of the acquisition of land for any reason, the compensation payable therefor shall in no case exceed the amount paid for them by the grantee or their value at the time or resumption or acquisition whichever may be less)

In the event of resumption under condition 3 if there are buildings on the land, the Government (may at their option either:

(a) purchase the buildings, or
(b) direct the grantee to remove the buildings.)

5. In the event of the resumption of the land followed by the purchase of the buildings under condition 4 or in the event of the acquisition of the land for any reason the compensation payable for buildings or other improvements shall in no case exceed (the amount paid for them by the grantee at the time of alienation or their value at the time of the resumption or acquisition, whichever may be less together with) the initial cost or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant.

6. In the event of the grantee refusing to remove the buildings, when so directed under condition 2 or 4 the Government may remove them and realize the cost of removal by the sale of the materials.

7. In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee (and the grantee shall ~~not~~ be entitled to the repayment of any amount that may have been paid to the Government for the grant) or the value of the land at the time of relinquishment whichever may

8. The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land and dispose of th at their pleasure. The alienee shall not be entitled to cu or remove them or cause them to be cut or removed without the permission of the Collector of the district.

9. The alienee shall take all reasonable measures to the satisfaction of the Collector of the district forthe protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

10. The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with.

11. In the event of the infringement of, or failure to observe, any of the conditions (9) to (11) the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

12 No building other than ~~three~~ Madam specified above shall be constructed on the land without the previous permission of the Collector and no compensation shall be payable in the event of resumption or acquisition of any buildings erected without such permission.

13. ~~The site shall be converted into a choultry, matam, etc., within~~ for the date of grant.

14. The grantee shall not use the ~~choultry~~ Madam and the Nanda... etc., for his private benefit nor lay any claim to it.

15. The site shall not be alienated without the previous permission of the Collector.

16. The ~~choultry~~ Madam and the Nandavanam, etc., shall be managed and maintained efficiently to the satisfaction of the Collector.

17. No fees shall be levied for the occupation of the ~~choul~~ Ma~~trx~~ and it shall be open to people of all castes.

18. The grantee shall execute the repairs which, in the opinion of the Collector of the district, are considered necessary, whenever required by him to do s

19. The alienee agrees to pay tree value, ~~and~~ stone value and ~~land~~ Value duepon the land.

20. Full land revenue ~~or ground rent~~ shall be levied if at any time any ~~such~~ income is derived from the land or if any of the condit ons of alie ~~n~~ n are infringed. In the latter case the land revenue or gro nd rent shall be levied from the date of infringement.

(Sd) B. Devanna.

/True copy/

99.7.60

of a tiled roofing on a site of measuring 27' north to south and 24' east to west. There is no need to construct a new building. The triangular vacant site measuring 1 cent shall be converted into a flower garden within one year from the date of grant

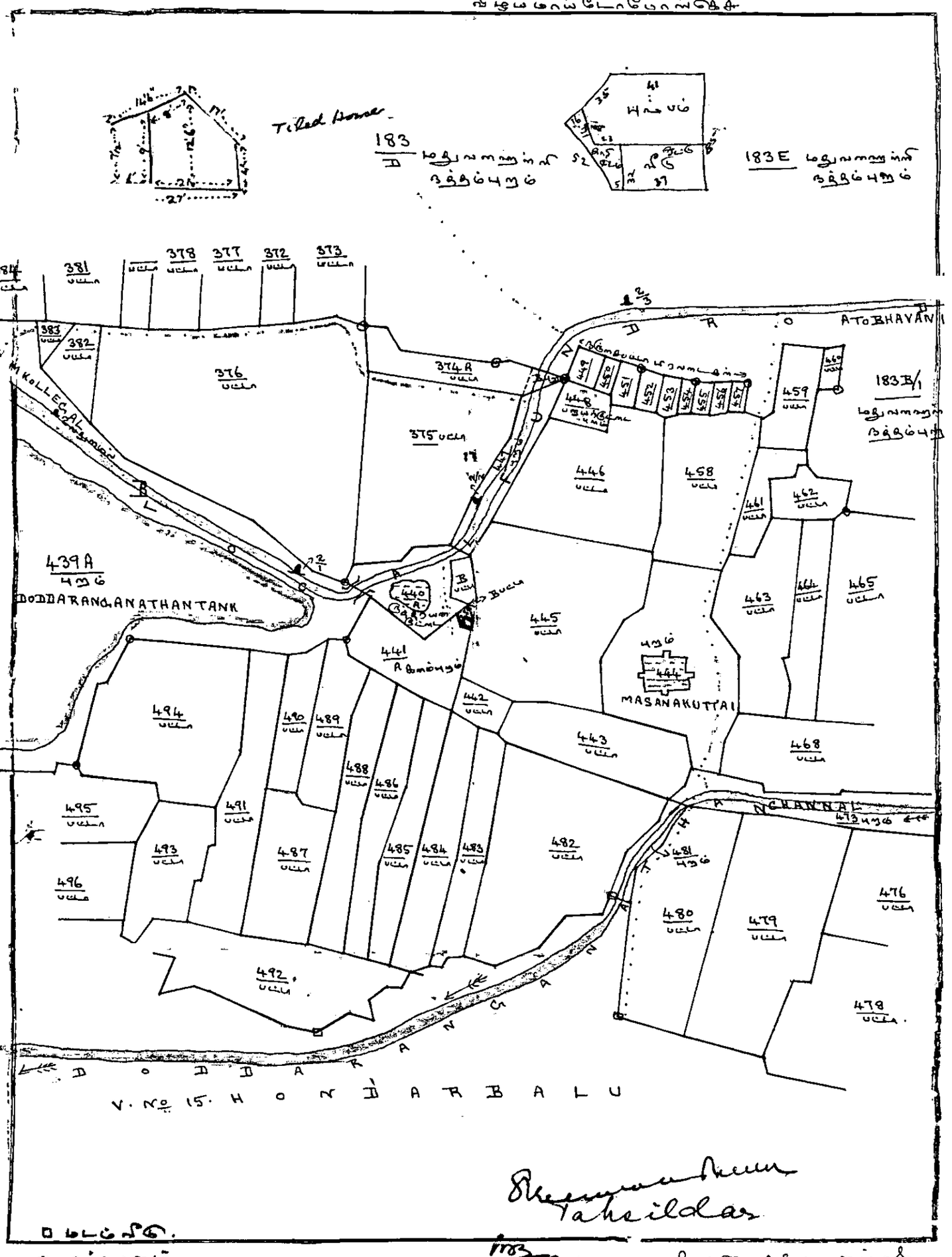
S.F. XVII-26.

Dis... COIMBATORE.

Taluk : KOLLEGAL

Village { No. 23. Name MADUVANAHALLI

Field No. 441A மேலும் சுற்றுவரை Area Acres.


Tiled House
183 D
183E
A TO B HAVANI
183B/1
KOLLEGAL
DODDARANGANATHAN TANK
MASANAKUTTAI
NCHANNAI
D O D D A R A N G A N A T H A N
V. No. 15. H O N N A R B A L U

Tahsildar

Scale inches = One Chain.

Kaveripattinam
25-4-39.

R. F. XVII-26—301,266—27-2-37.

District

Village { No.
Name

Taluk 1345 6 0 A

Field No. Area Acres.

9

DRAFT FOR APPROVAL.

F.W.S.

	Date.	Initials.
When received for fair copying ..	19/8	MG
When copied ..	19/8	[illegible]
When examined ..		
When signed ..		19/8/18
When despatched.		

SUBJECT :—

Alienation - Land - Rev - (Coimbatore) Kollegal taluk - Madhuvanahalli Vge - S.no. 441/A2 - Natam and nandavanam

READ AGAIN _____, dated _____ 19____

" _____ " _____ 19____

READ *ALSO* :—

No. _____ From the p.leg £ 4356.40 9 No. _____, dated _____ 19____

" _____ " _____ " _____ " _____ 19____

" _____ " _____ " 19.8.40 " _____ 19____

Order / Resolution Ms. / Rout. No. Rejn £ 4356.40.19, dated _____ 19____

The Collr. is requested to rep the purpose for which the nandavanam is used, whether any income is derived from the sale of flowers to the public and if so whether the land revenue should not be collected 18/16/8

15/9/40

16/8

To The Collr. of Coimbatore

19/8

21

B 5041

C.F. 29.

Revenue DEPARTMENT.

In reply, please quote number, date and short title.*

Received *Registered*

From (Name) D.D. Warren, Esq., M.C., I.C.S.,

(Designation) Collector of

Post Box ..., (Station) Coimbatore.

Telegraphic Address

To

The Secretary to the Board of Revenue,
Land Revenue and Irrigation, Madras.

A.L.

Ref: S:- *No.* 3376/40-, *dated* 27th August 1940.

ENCLOSURES.....

.....

.....

SPARE COPIES.....

Alienation - Land - Revenue (Coimbatore) - Kollegal taluk Madhuvanahalli village - S.No. 441/A2 - Matam and Nandavanam.

Ref:- Board's Ref: No. B. 4376/40-1 dated 19-8-40.

The nandavanam is used for growing flowers. The flowers are used by the villagers for purposes of puja. Flowers are not sold to any one and so, no income is derived from the nandavanam. The land revenue may be alienated.

for Collector.

I.N.L/29-8-40.

29/8/40

29/8

M. 23

ALIENATION - Land - Revenue - ~~Buildings~~ -

(Coimbatore) - Kollegal Taluk -

Madhuvanhalli ~~Town~~ Village - S.No. 441/A2 - Nataam and flower

garden - Transfer for the time being - sanctioned

~~Recommended~~
Sanctioned.

[Ref E 5041-40 C Colln. of Coimbatore - Rg 376-40 d 27-8-40]

~~Reference.~~
Resolution. Mro No 2693 dy 30-9-40

~~At the instance of the Collector of~~

The Board ~~recommends~~ sanctions the alienation of the plot of land comprised in S.No. 441/A2

of Madhuvanhalli ~~Town~~ Village Kollegal taluk

measuring Ac. 0.05 in favour of the trustee for the time being for use as the site of a mosque and nandavanam.

Madras 2 encls.
Nandavanam 2 encls

2. The alienation will be ~~free of charge~~ subject to the payment of Rs 5/- for the occupancy right ~~and~~ but free of ~~ground rent~~ assessment and subject to ~~assessment~~ ground-rent which will be liable to revision according to the rules in ~~force at the time of such revision and subject to~~ the payment of Rs. 5/- being the value of the trees standing on the land and subject also to the following conditions ~~to which the alienee has agreed:-~~

(1) The land shall be used as the site of a madam and flower ~~floor~~ garden (nandavanam) and for no other purpose.

( ) The purpose of the alienation shall be carried out within a period of from the date of the grant.

(2) No ~~other~~ building shall be constructed on the land without the previous permission of the Collector of the district.

( ) The market value of the land shall be collected at any time it is found that the grantee derives a substantial income from the land.

(3) The grantee shall not use the madam and nandavanam for his private benefit nor lay any claim to it

(4) The site shall not be alienated without the previous permission of the Collr.

(5) The madam and nandavanam shall be managed and maintained efficiently to the satisfaction of the Collr. and the grantee shall execute such repairs to the building which in the opinion of the Collr. are considered necy. whenever required by him to do so

(6) No fees shall be levied for the occupation of the madam and it shall be open to all castes and communities

(7) The nandavanam shall be formed within a period of one year from the date of the grant.

(৮) The Government may resume the land wholly or in part with any buildings thereon, in the event of the infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee (~~and the~~ and he grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant). If there are buildings on the land, the Government may direct the grantee to remove them.

(৯) The Government may resume the land wholly or in part with any buildings thereon if in the opinion of the Government the land is required for a public purpose, or for conducting mining operations. (In the event of such resumption or in the event of the acquisition of the land for any reasons, the compensation payable for the land and trees shall in no case exceed the amount paid for them by the grantee or their value at the time of resumption or acquisition whichever may be less.

(১০) In the event of resumption under condition (৯) if there are buildings on the land the Government may at their option ~~either,~~

~~(a)~~ purchase the buildings, ~~or~~

~~(b) direct the grantee to remove the buildings.~~

(১১) In the event of the resumption of the land followed by the purchase of the buildings under condition (১০) or in the event of the acquisition of the land for any reason the compensation payable for buildings or other improvements shall in no case exceed (~~the amount paid for them by the grantee at the~~

~~time of alienation or the value at the time of resumption or acquisition, whichever may be less together with~~) the initial cost or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition (2).

(12) In the event of the grantee refusing to remove the buildings when so directed under condition (8) or (10) the Government may remove them and realise the cost of removal by the sale of the materials.

(13) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that mave been effected or for works that may have been executed on the land by the grantee ~~and~~ but the grantee shall ~~not~~ be entitled to the repayment of any amount that may have been paid to the Government for the grant or the value at the time of relinquishment whichever may be less

(14) The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out ahy such trees of their roots and branches and remove them from the land and dispose of them at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

(15) The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(16) The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with; and

(17) In the event of the infringement of, or failure to observe, any of the conditions (14) to (16), the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

(18) Full land revenue shall be levied if at any time any net income is derived from the land or if any of the conditions of the alienation are infringed. In the latter case the land revenue shall be levied from date of the infringement.

To

The Collector of Coimbatore

The Secretary to Government, Revenue Department (with alienation statements (pages to be copied and sent) and sketches (pages in original).

BSUs

Nok file.

Alienation – Land- Rev- Coimbatore- Kollegal taluk - Hadhuvanahalli vge - (Ryotwari) - S.no.441/A

Matam and flower garden – Trustee for the time being

B.S.O. 24-11

p. 100 proc no. 68
e. slip no 100

£ 376-40 L Collr. of Coimbatore- A1-376-40 d 26.7.40

Sketch at p 15 cf.

The Matam is used for feeding the poor but it is not known for what purpose the nandavanam is used and whether any income is derived by selling flowers. There is a condition that no income fees shall be levied for the use of the matam but a similar condition was is not imposed in respect of the extent to be used as nandavanam. The Collr. may be requested to report about this. Draft submitted (8) 16(8)

8
15/8
16/8

p 2 cf

£ 5041-40 L Collr. of Coimbatore- Refer- 376-40 dated - 27.8.40

Sketch at p 15 cf.

p 1 cf

* Threshing floor boundaries

A tiled building and a flower garden exist in a portion of S.no. 441-A of Nadhuvanhalli, Vge, (Ryotwari) Kollegal taluk. The building is used as a matam for feeding the poor. It is reported to have been constructed some 35 years ago by one Chandrasekariah, who died 10 years ago. It is now proposed to alienate the extent covered by the matam and the flower garden in favour of the present trustee who manages them. The extent occupied

by the building is 2 cents and that of the flower garden 3 cents. The trustee has agreed to pay the value of the land (Rs 5/-), the value of one tree (Rs 5/-) and also to abide by the conditions of alienation which the conditions agreed to are in order. There is no objection to the proposal in the village. The proposal is complete. | p2 ex | pp 5-11 ex

The ~~total~~ market value of the land is Rs 5/-

The Corp^n value of assessment is Rs. 1-9-0.

The Full Board may sanction the alienation, free of cost subject to the payment of land value & tree value.

[When land is alienated to a religious, humanitarian or educational purposes, the market value of the land is not collected generally. As the alienee has agreed to pay the value of the land in this case, it ~~seems better to accept~~ may be accepted ~~his offer~~].

10/9/40
14/9

May be Sanctioned
C81
18.9.40

M 2 21

M 3 D 23/9/40

M 1 24/9

Draft submitted

18/9

No 2693
30/10

Full Board.

I.A.	A.D.S. & L.R.	Asst. Secretary. L.R.	Sett.	Sep Rev.	C.W.	Jt. Secy.	Secy.	M-4	M-3	M-2	M-1
										✓	✓

1 Open file seen by

2. Final draft seen by.

3. Now circulated to

4. Initials.

Passed for record.

Secretary.
Joint Secretary. 8/6

A.S. (C.W.)

15/10 A.S. (L.R.) 16.10

A.S. (Sett)

A.S. (Excise)

A.D.S. & L.R.

I.A.

Note:- Entries not required to be scored out.